

**REMARKS**


On October 23, 2009, Applicants received a Notice of Non-Compliant Amendment indicating that the status of claims 1-49 had not been shown in Applicants' Amendment filed September 21, 2009.

Accordingly, the "Claims" portion of that Amendment is revised here to properly show the status of claims 1-49 as "canceled."

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.R.F. §§1.16 or 1.14; particularly, extension of time fees.

Dated: October 23, 2009

Respectfully submitted,

By   
Mark J. Ruell

Registration No. 36,623

BIRCH, STEWART, KOLASCH & BIRCH, LLP

12770 High Bluff Drive, Suite 260

San Diego, California 92130

(858) 792-8855

Attorney for Applicant